

REMARKS

A. Claim Rejections and Objections

Claims 1-20 have been cancelled without prejudice, waiver, or disclaimer. Therefore, rejections of and objections to claims 1-20 are rendered moot. Applicants are not addressing the validity of all assertions made by the Examiner regarding claims 1-20 since the validity of such assertions may not be relevant to the allowance of the currently pending claims 1-20. Therefore, Applicants should not be presumed to agree with any statements made by the Examiner regarding claims 1-20 unless otherwise specifically indicated by Applicants. Furthermore, Applicants traverse any findings by the Examiner that a cited reference inherently includes elements not disclosed in such cited reference.

B. Official Notices in Office Action

The Examiner has taken Official Notices that "utilizing a processor to request EPG data is well known in the art" and that "the use of a user preference to set a display mode is well known in the art."

According to MPEP 2144.03, "It would not be appropriate for the examiner to take official notice of facts without citing a prior art reference where the facts asserted to be well known are not capable of instant and unquestionable demonstration as being well-known." MPEP 2144.03 also states that "If such notice is taken, the basis for such reasoning must be set forth explicitly. The Examiner must provide specific factual findings predicated on sound technical and scientific reasoning to support his or her conclusion of common knowledge."

Applicants respectfully traverse the Examiner's Official Notices for at least the following reasons:

1. The facts sought to be established by the Official Notices are not capable of "instant and unquestionable demonstration as being well-known."
2. The bases for the Official Notices were not set forth explicitly.
3. The Examiner did not provide specific factual findings predicated on sound technical and scientific reasoning to support the conclusions of common knowledge.
4. The Examiner failed to cite documentary support for the Official Notices.

C. New Claims

Claims 21-60, which have been newly added, are adequately supported by the specification, including at least FIGS. 5A-5E and their related descriptions. These newly added claims are allowable because they claim subject matter that is not disclosed, taught or suggested by the cited references. Consideration and allowance of these newly added claims is respectfully requested.

Independent Claim 21

Independent claim 21 is allowable for at least the reason that none of the cited references teach, suggest, or disclose “responsive to receiving the user input outputting a second plurality of video programs including a third video program and the second video program to the display device, wherein the second video program is displayed in the first video display area of the display device and the third video program is displayed in the second video display area of the display device.”

Dependent Claims 22-31

Dependent claims 22-31 are allowable for at least the reason that claims 22-31 include all the elements of independent claim 21 from which claims 22-31 depend.

Independent Claim 32

Independent claim 32 is allowable for at least the reason that none of the cited references teach, suggest, or disclose “receiving program guide data including information related to the first video program and information related to the second video program; and outputting the program guide data and the plurality of video programs to a display device.”

Dependent Claims 33-38

Dependent claims 33-38 are allowable for at least the reason that claims 33-38 include all the elements of independent claim 32 from which claims 33-38 depend.

Independent Claim 39

Independent claim 39 is allowable for at least the reason that none of the cited references teach, suggest, or disclose “receiving a plurality of video images corresponding to a plurality of respective video programs scheduled to be broadcast via a predetermined television channel at respective time periods in the future;

outputting the plurality of video images to a display device such that the plurality of video images are simultaneously displayed by the display device.”

Dependent Claim 40

Dependent claim 40 is allowable for at least the reason that claim 40 includes all the elements of independent claim 39 from which claim 40 depends.

Independent Claim 41

Independent claim 41 is allowable for at least the reason that none of the cited references teach, suggest, or disclose “at least one processor that is programmed by the executable instructions to enable the DHCT to: ... output, responsive to user input received by the DHCT, a second plurality of video programs including a third video program and the second video program to the display device, wherein the second video program is displayed in the first video display area of the display device and the third video program is displayed in the second video display area of the display device.”

Dependent Claims 42-47

Dependent claims 42-47 are allowable for at least the reason that claims 42-47 include all the elements of independent claim 41 from which claims 42-47 depend.

Independent Claim 48

Independent claim 48 is allowable for at least the reason that none of the cited references teach, suggest, or disclose “outputting the first and second video programs to a display device responsive to receiving the user input; and
outputting program guide data related to the first and second video programs to the display device responsive to receiving the user input;

Dependent Claims 49-53

Dependent claims 49-53 are allowable for at least the reason that claims 49-53 include all the elements of independent claim 48 from which claims 49-53 depend.

Independent Claim 54

Independent claim 54 is allowable for at least the reason that none of the cited references teach, suggest, or disclose “wherein the information related to the first video program is displayed at a location corresponding to the first video program and the information related to the second video program is displayed at a location corresponding to the second video program.”

Dependent Claims 55-58

Dependent claims 55-58 are allowable for at least the reason that claims 55-58 include all the elements of independent claim 54 from which claims 55-58 depend.

Independent Claim 59

Independent claim 59 is allowable for at least the reason that none of the cited references teach, suggest, or disclose “at least one tuner configured to receive a plurality of video images corresponding to a plurality of respective video programs scheduled to be broadcast via a predetermined television channel at respective time periods in the future; and at least one processor that is programmed by the executable instructions to enable the DHCT to output the plurality of video images to a display device such that the plurality of video images are simultaneously displayed by the display device.”

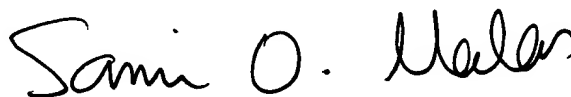
Dependent Claim 60

Dependent claim 60 is allowable for at least the reason that claim 60 includes all the elements of independent claim 59 from claim 60 depends.

CONCLUSION

In light of the foregoing amendments and for at least the reasons set forth above, Applicant respectfully submits that all objections and/or rejections have been traversed, rendered moot, and/or accommodated, and that the now pending claims 21-60 are in condition for allowance. Favorable reconsideration and allowance of the present application and all pending claims are hereby courteously requested. If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned agent at (770) 933-9500.

Respectfully submitted,

A handwritten signature in black ink that reads "Sami O. Malas". The signature is fluid and cursive, with the first name "Sami" and last name "Malas" clearly legible, and "O." in the middle.

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